IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 24138 of 2000

Between:

1 Union of India Rep.by its Secretary
Ministry of Defence DHQ PO, New Delhi.
2 The Engineer-in-chief, Army Headquarters
Kashmir House New Delhi.
3 The Chief Engineer, Southern Command
Pune, Maharastra.

..... PETITIONERS

AND

1 M.S.Rama Rao S/o.Late M.Appa Rao
C/o.Lt Col., MVC Rao, 1/18/42, MES Colony Venkatapuram
Thirmalgiri, Secunderabad-15
2 Central Administrative Tribunal, Hyderabad Bench, Rep.by its Registrar
Public Gardens, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the

circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ order or direction more particularly one in the nature of Writ of Mandamus declaring the orders in OA.No.711/97 dated 9-6-1997 on the file of the Central Administrative Tribunal, Hyderabad Bench, Hyderabad as illegal, arbitrary and unsustainable in law and set aside the same.

Counsel for the Petitioner: Sri A.SANJEEV KUMAR, Additional Standing Counsel for Central Government.

Counsel for the Respondents: None appeared

The Court made the following :

-

O R D E R: (PER GB.J)

-

1) The learned counsel for the petitioners submits that the matter is covered by the decision of a Division Bench of this Court rendered in W.P.No.4450 of 2004, dated 25.06.2004.

2) The writ petition is accordingly disposed of in terms of the judgment of this Court in W.P.No.4450 of 2004, dated 25.06.2004. No costs.

_____

G.BIKSHAPATHY.J.,

_____

P.S.NARAYANA.J.,

29.12.2004

tjs

To

1. Secretary, Union of India, Ministry of Defence DHQ PO, New Delhi.
   (Along with a copy of judgment in W.P.No.4450 of 2004)

2. The Engineer-in-chief, Army Headquarters
   Kashmir House New Delhi.

3. The Chief Engineer, Southern Command
   Pune, Maharastra.

4 The Registrar, C.A.T., Hyderabad Branch, Hyderabad.

5 2CD copies.